

1 KEVIN V. RYAN (CSBN 118321)  
United States Attorney

2 EUMI L. CHOI (WVBN 0722)  
3 Chief, Criminal Division

4 HANLEY CHEW (CSBN 189985)  
Assistant United States Attorney  
5 San Jose Division

6 150 Almaden Boulevard, Suite 900  
San Jose, California 95113  
7 Telephone: (408) 535-5060  
8 Facsimile: (408) 535-5066

9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION

13 UNITED STATES OF AMERICA, )  
14 Plaintiff, )  
15 v. )  
16 WILLIE BEASLEY, )  
17 Defendant. )  
18

No. CR 05-0646 JSW

**~~PROPOSED~~ ORDER EXCLUDING  
TIME FROM MARCH 3, 2006  
THROUGH MARCH 23, 2006 FROM  
CALCULATIONS UNDER THE  
SPEEDY TRIAL ACT (18 U.S.C. § 3161)**

19 The parties appeared before this Court for appearance on March 2, 2006. The defendant  
20 was personally present and in custody. Megan Dixon, Esq., appeared on behalf of the defendant.  
21 Assistant United States Attorney Hanley Chew appeared for the government. The Court  
22 continued the matter to March 23, 2006 at 2:30 p.m. for defendant's next appearance in this  
23 Court.

24 At the request of the parties, including the defendant, the Court enters this order  
25 documenting the exclusion of time from calculations under the Speedy Trial Act, 18 U.S.C.  
26 § 3161, from March 3, 2006 through March 23, 2006. The parties, including the defendant,  
27 agree and the Court finds and holds as follows:  
28

1. The defendant understands and agrees to the exclusion of time from calculations under the Speedy Trial Act, 18 U.S.C. § 3161, from March 3, 2006 through March 23, 2006 based upon the need for the defense counsel to investigate further the facts of the present case and to evaluate further possible defenses and motions available to the defendant.

2. The attorney for defendant joins in the request to exclude time under the Speedy Trial Act, 18 U.S.C. § 3161, for the above reasons, and believes the exclusion of time is necessary for effective preparation of the defense; believes the exclusion is in the defendant's best interests; and further agrees that the exclusion under the Speedy Trial Act, 18 U.S.C. § 3161, should be from March 3, 2006 through March 23, 2006.

Given these circumstances, the Court finds that the ends of justice served by excluding from calculations the period from March 3, 2006 through March 23, 2006, outweigh the best interests of the public and the defendant in a speedy trial under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

Accordingly, the Court (1) sets an appearance date before this Court on March 23, 2006 at 2:30 p.m., and (2) orders and finds that the time from March 3, 2006 through March 23, 2006 is excluded from time calculations under the Speedy Trial Act, 18 U.S.C. § 3161.

SO STIPULATED:

DATED: 3/10/06

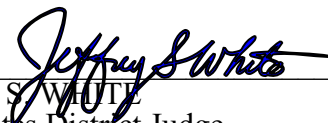
/s/  
\_\_\_\_\_  
MEGAN DIXON  
Attorney for Defendant

DATED: 3/13/06

/s/  
\_\_\_\_\_  
HANLEY CHEW  
Assistant United States Attorney

IT IS SO ORDERED.

DATED: March 13, 2006

  
\_\_\_\_\_  
JEFFREY S. WHITE  
United States District Judge